

FCC Proceeding MB 07-57 Comments of John Pavlica, Jr.

I would like to address the potential merger of XM Satellite Radio and Sirius Satellite Radio companies.

I have been an XM subscriber for over two years, and I'm paying for 3 subscriptions. I would ask you to please approve the merger of the two satellite companies, but ONLY if the following conditions are met:

- 1- That the new company keeps the total RF spectrum bandwidth that they currently have (XM bandwidth + Sirius bandwidth). IF the new combined company doesn't keep the total bandwidth, then the audio quality would be so low that this whole merger would be worthless and then I would be OPPOSED to the merger.
- 2- That they KEEP the same "niche" channels that regular radio does not offer, like "Escape" XM78, and "Old Time Radio" shows.
- 3- That they keep the subscription rates the same for the same level of service for the next 5 years (but could offer additional channels at an additional cost – if desired). In other words, I keep all the same music channels that I have now for the same price, but it's only additional cost only if I want to add more channels than what I have now in this new combined service.
- 4- That they work to offer a new radio for the combined service - using the XM audio 'codec' for all music programming (higher quality than Sirius audio codec). This radio is to be available within one year of the date of the merger and financial credits are to be issued to existing customers who return their existing radios back to XM/Sirius for recycling! A radio "buy-back" program?
- 5- That they devote no more than 25% of their combined bandwidth to new or other services (otherwise they keep at least 75% of this total bandwidth to service the

current customers' audio programming). I don't want the quality of music to go down just so that they can offer video services.

- 6- That they be encouraged to offer local severe weather warnings as well as national emergencies. Perhaps as a condition of this merger they should be required to offer local NOAA Weather Radio reception on their new satellite receivers for automatic display of warnings on the screen?
- 7- That the new company keeps their current music programming staff members employed for the next two years to make sure that the customers are still receiving their same or better variety of musical content in the combined company.

I like to be able to listen to my AM and FM stations, satellite radio, internet radio and CDs that I've purchased. I hope that IF the two satellite companies agree to the above items that the FCC will approve the merger; however, if the FCC chops their spectrum in half, then I am opposed to a reduction in quality. Thanks for allowing me to voice my opinions.

Sincerely,

John Pavlica, Jr.